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STATUTORY INSTRUMENTS

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**1958 No. 416**

**EXPLOSIVES**

**The Ammonium Nitrate in Oil Exemption Order, 1958**

*Made - - - - - 14th March, 1958*

*Laid before Parliament 20th March, 1958*

*Coming into Operation 1st May, 1958*

At the Court at Buckingham Palace, the 14th day of March, 1958

Present.

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue of the powers conferred on Her by section fifty of the Explosives Act, 1875(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. Ammonium nitrate impregnated with mineral oil and a mixture of ammonium nitrate and any other substance impregnated with mineral oil, being a mixture which before such impregnation is not explosive, shall be prescribed explosives for the purposes of section fifty of the Explosives Act, 1875.

2. Any explosive which by virtue of this Order is a prescribed explosive for the purposes of section fifty of the Explosives Act, 1875, shall be exempt from such of the provisions of the said Act as relate to the manufacture of explosives in any case where the person manufacturing any such explosive has obtained from the Secretary of State a licence authorising him to manufacture that explosive and complies with any requirements contained in that licence.

3. This Order may be cited as the Ammonium Nitrate in Oil Exemption Order, 1958, and shall come into operation on the first day of May, 1958.

*W. G. Agnew.*

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**EXPLANATORY NOTE**

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

Under section 50 of the Explosives Act, 1875, certain explosives there named and any other explosives prescribed by Order in Council for the purpose are exempted from certain provisions of the Act requiring that explosives be kept only in premises licensed or registered under the Act, and it is not obligatory for certain public authorities and other persons to make byelaws about the conveyance of such explosives. In addition, such

explosives may be exempted from any other provisions of the Act, and Article 2 of this Order exempts the explosives named in Article 1 from the provisions of the Act with respect to manufacture, the principal of these provisions being section 4 (as applied to explosives other than gunpowder by section 39) which requires generally that explosives should not be manufactured except at a factory licensed under the Act. The exemption given by Article 2 is made subject to the requirement that a licence should be obtained from the Secretary of State and any requirement imposed by that licence complied with.

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